

OSA, 5 OCB2d 12 (BOC 2012)

(Rep) (Docket No. AC-66-12).

Summary of Decision: The City sought to amend the OSA's Certification No. 3-88 to add Supervisor of Traffic Device Maintainer Levels II and III and delete Supervising Superintendent of Maintenance to reflect the reclassification of this title. The Board added Levels II and III of the Traffic Device Maintainer title to OSA's bargaining unit and held that Supervising Superintendent of Maintenance will be deleted when vacant. (*Official decision follows.*)

**OFFICE OF COLLECTIVE BARGAINING
BOARD OF CERTIFICATION**

In the Matter of the Certification Proceeding

-between-

THE CITY OF NEW YORK,

Petitioner,

-and-

**THE ORGANIZATION OF STAFF ANALYSTS and
INTERNATIONAL BROTHERHOOD OF TEAMSTERS, LOCAL 237,**

Respondents.

ORDER AMENDING CERTIFICATION

On March 2, 2012, the City of New York ("City") filed a petition to amend Certification No. 3-88, a bargaining unit represented by the Organization of Staff Analysts ("OSA"), to add Supervisor of Traffic Device Maintainers Levels II and III (Title Code No. 90904) and to delete the title Supervising Superintendent of Maintenance (Title Code No. 91350) to reflect the reclassification of employees in this title.

International Brotherhood of Teamsters, Local 237 (“Local 237”) represents Supervisor of Traffic Device Maintainers Level I (Title Code No. 90904) in Certification No. 67-78. *See Office of Mun. Labor Relations*, 30 OCB 50 (BOC 1982). Notice of this petition was provided to the public, OSA, and Local 237, and no objections were filed.

Our investigation shows that there are incumbents serving in the title Supervising Superintendent of Maintenance. These employees will be reclassified to two new assignment levels of the existing title Supervisor of Traffic Device Maintainers. In order not to deprive these employees of union representation, this Board will delete the title Supervising Superintendent of Maintenance upon notification by the City that the title is vacant. *See OSA*, 4 OCB2d 40 (BOC 2011).

NOW, THEREFORE, pursuant to the powers vested in the Board of Certification by the New York City Collective Bargaining Law (New York City Administrative Code, Title 12, Chapter 3), it is hereby

ORDERED that Certification No. 3-88 (as previously amended) be, and the same hereby is, amended to add Supervisor of Traffic Device Maintainers Levels II and III (Title Code No. 90904), subject to existing contracts, if any; and it is

ORDERED that Certification No. 3-88 (as previously amended) be further amended to delete the title Supervising Superintendent of Maintenance (Title Code No. 91350) when it becomes vacant.

Dated: April 18, 2012
New York, New York

MARLENE A. GOLD
CHAIR

GEORGE NICOLAU
MEMBER

CAROL A. WITTENBERG
MEMBER

NOTICE OF AMENDED CERTIFICATION

This notice acknowledges that the Board of Certification has issued an Order Amending Certification as follows:

DATE: April 18, 2012 **DOCKET #:** AC-66-12

DECISION: 5 OCB2d 12 (BOC 2012)

EMPLOYER: City of New York, Department of Transportation
55 Water Street
New York, NY 10041

CERTIFIED/RECOGNIZED BARGAINING REPRESENTATIVE:

Organization of Staff Analysts
220 East 23rd Street, Suite 707
New York, NY 10010

AMENDMENT: Certification No. 3-88 has been amended as follows:

Added: Supervisor of Traffic Device Maintainers Levels II and III
(Title Code No. 90904)

To be Deleted when Vacant:

Supervising Superintendent of Maintenance
(Title Code No. 91350)